

Exhibit 5

Veasey v. Perry**Defendants Supplemental Deposition Designations**

Witness	Date	STARTING		ENDING	
		Page	Line	Page	Line
Frery, Deborah	8/26/2014				
	8/26/2014	7	8	7	12
	8/26/2014	7	24	14	19
	8/26/2014	14	24	17	9
	8/26/2014	17	12	21	18
	8/26/2014	21	25	24	20
	8/26/2014	25	1	25	25
	8/26/2014	26	4	26	23
	8/26/2014	27	4	28	4
	8/26/2014	28	7	29	25
	8/26/2014	30	3	31	8
	8/26/2014	31	18	36	13
	8/26/2014	36	16	37	14
	8/26/2014	37	18	37	25
	8/26/2014	38	5	39	11
	8/26/2014	40	17	40	23
	8/26/2014	41	18	41	20
	8/26/2014	41	22	42	16
	8/26/2014	42	20	44	1
	8/26/2014	45	4	46	13
Slusher, Michelle	8/26/2014				
	8/26/2014	5	8	5	21
	8/26/2014	6	1	6	4
	8/26/2014	6	16	7	9
	8/26/2014	7	11	7	25

	8/26/2014	8	3	8	25
	8/26/2014	9	21	10	1
	8/26/2014	10	3	10	9
	8/26/2014	10	11	10	23
	8/26/2014	11	21	13	4
	8/26/2014	13	13	15	14
	8/26/2014	16	6	18	22
	8/26/2014	19	9	20	20
	8/26/2014	20	23	21	12
	8/26/2014	21	15	21	17
	8/26/2014	21	22	22	9
	8/26/2014	22	12	25	13
	8/26/2014	25	16	26	3
	8/26/2014	26	8	26	23
	8/26/2014	27	4	28	18
	8/26/2014	29	4	29	5
	8/26/2014	29	8	29	9
	8/26/2014	29	12	29	23
	8/26/2014	30	8	30	14
	8/26/2014	30	22	32	6
	8/26/2014	32	10	33	9
	8/26/2014	33	12	33	25
	8/26/2014	34	7	35	2
	8/26/2014	35	5	35	8
	8/26/2014	35	11	37	4
	8/26/2014	37	11	37	22
	8/26/2014	38	5	38	22
	8/26/2014	38	25	39	17
	8/26/2014	40	1	42	2
	8/26/2014	42	8	45	19
	8/26/2014	45	24	46	12
	8/26/2014	46	15	47	2
	8/26/2014	47	5	47	8

	8/26/2014	47	10	47	11
	8/26/2014	47	13	48	6
	8/26/2014	48	19	49	8
	8/26/2014	49	17	50	1
	8/26/2014	50	4	50	7
	8/26/2014	50	11	50	20
	8/26/2014	50	25	53	22
	8/26/2014	54	2	54	24
	8/26/2014	55	5	55	10
	8/26/2014	56	5	59	18
	8/26/2014	59	22	62	7
	8/26/2014	62	10	64	23
	8/26/2014	65	1	65	21
	8/26/2014	66	1	69	17
	8/26/2014	69	24	70	2
	8/26/2014	70	4	71	22
	8/26/2014	72	2	73	14
	8/26/2014	76	11	78	23
	8/26/2014	78	25	79	10
	8/26/2014	79	12	79	18
	8/26/2014	79	20	79	23
	8/26/2014	80	1	80	4
	8/26/2014	80	7	80	17
	8/26/2014	80	21	81	10
	8/26/2014	81	19	81	24
	8/26/2014	82	4	84	1
	8/26/2014	84	3	84	4
	8/26/2014	84	6	85	2
	8/26/2014	85	6	86	7
	8/26/2014	86	10	87	7

Veasey v. Perry, No. 2:13-cv-193(NGR)

United States' Deposition Designations

	SOURCE	STARTING		ENDING				
WITNESS	Deposition (Date) or Other	Page	Line	Page	Line	COUNTER DESIGNATIONS	USA OBJECTION(S)	TX RESPONSE TO USA OBJECTION(S)
Frery, Deborah	8/26/2014	21	12	23	7		Beyond scope of protective order; lack of foundation	
		37	18	37	25	37:14-37:17	Beyond scope of protective order; lack of foundation	
		38	5	39	11	38:1-38:4	Beyond scope of protective order; lack of foundation	
		40	17	40	23		Lack of foundation	
Slusher, Michelle	8/26/2014	6	1	6	4	6:6-6:15	Beyond scope of protective order; lack of foundation	
		6	16	7	9	7:10	Beyond scope of protective order; lack of foundation	
		7	11	7	25	8:1-8:4	Beyond scope of protective order; lack of foundation	
		8	5	8	25	9:1-9:20	Beyond scope of protective order; lack of foundation	
		18	3	18	22	87:18-88:24	Clarified by subsequent testimony	
		35	5	35	8	35:9-35:10	Beyond scope of protective order; lack of foundation	
		35	11	35	16		Beyond scope of protective order; lack of foundation	
		36	25	37	4	37:5-37:10; 89:3-90:2	Calls for speculation; document speaks for itself. Also clarified by subsequent testimony.	
		38	20	38	22	38:23-38:24	Calls for speculation; document speaks for itself. Also clarified by subsequent testimony.	
		38	25	39	10		Calls for speculation; document speaks for itself. Also clarified by subsequent testimony.	
		55	10	56	16		Lack of foundation	
		62	4	63	16		Lack of foundation	
		78	16	79	18		Beyond scope of protective order; lack of foundation	

Wolf, Lindsey

From: Wolf, Lindsey
Sent: Wednesday, September 17, 2014 10:55 AM
To: 'Heard, Bradley (CRT)'; Ried, Lisa
Cc: Shapiro, Avner (CRT); Westfall, Elizabeth (CRT); Dellheim, Richard (CRT)
Subject: RE: Slusher and Frary Designations

Hi Brad,

Thanks. I think the "2" on the 90:2 may have been cut off when we printed the Excel spreadsheet.

We'll adjust the counter-designations on what is submitted to the Court per your e-mail below.

Regards,
Lindsey

From: Heard, Bradley (CRT) [<mailto:Bradley.Heard@usdoj.gov>]
Sent: Wednesday, September 17, 2014 10:18 AM
To: Wolf, Lindsey; Ried, Lisa
Cc: Shapiro, Avner (CRT); Westfall, Elizabeth (CRT); Dellheim, Richard (CRT)
Subject: RE: Slusher and Frary Designations

Hi Lindsey:

The counter-designation beginning at 89:3 ends at 90:2. That's indicated on the document we sent to you. I didn't see another place where this was referenced in our counter-designations, but if I missed it, then 90:2 would be the end range for any of those references.

We inadvertently included 55:11-56:4 and 62:8-9 in Defendants' designations. They shouldn't be included in our counter-designations. However, 78:24 and 79:11 should be included in our counter-designations.

Thanks,
Brad

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Bradley E. Heard
Trial Attorney
U.S. Department of Justice
Civil Rights Division, Voting Section
Phone: (202) 305-4196

From: Wolf, Lindsey [<mailto:Lindsey.Wolf@texasattorneygeneral.gov>]
Sent: Tuesday, September 16, 2014 6:59 PM
To: Shapiro, Avner (CRT)
Cc: Ried, Lisa
Subject: Slusher and Frary Designations

Hi Avner,

We are doing the highlights of the Slusher and Frary depositions to submit to the Court (both Defendants' and the United States'). It appears there may be a few typos in the United States' counter-designations (which I've attached for your convenience).

First, one of the counter-designations to 36:25-37:4 of the Slusher deposition, which starts at 89:3, appears to have the end line cutoff (it just says 90:___). Can you please advise where on p. 90 that counter-designation should end?

Second, as we noted in our responses to the United States' counter-designations to the Slusher deposition, the United States indicated that Defendants designated 55:11-56:4, 62:8-9, 78:24, and 79:11, which Defendants did not. Should we highlight these lines as the United States' counter-designations?

Thanks,



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

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Veasey v. Perry**Defendants' Responses and Objections to United States' Deposition Designations**

SOURCE		STARTING		ENDING		COUNTER DESIGNATIONS	USA OBJECTION(S)	TX RESPONSE TO USA OBJECTION(S)
Witness	Deposition (Date) or Other	Page	Line	Page	Line			
Frery, Deborah	8/26/2014	21	12	23	7		Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.
		37	18	37	25	37:14-37:17	Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.
		38	5	39	11	38:1-38:4	Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.
		40	17	40	23		Lack of foundation	See Exhibits 1 and 2.
Slusher, Michelle	8/26/2014	6	1	6	4	6:6-6:15	Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.
		6	16	7	9	7:10	Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.
		7	11	7	25	8:1-8:4	Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.
		8	5	8	25	9:1-9:20	Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.

		18	3	18	22	87:18-88:24	Clarified by subsequent testimony	88:16 - Document speaks for itself; 88:23-24 - Speculation.
		35	5	35	8	35:9-35:10	Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.
		35	11	35	16		Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2.
		36	25	37	4	37:5-37:10; 89:3-90:3	Calls for speculation; document speaks for itself. Also clarified by subsequent testimony.	See Exhibits 1 and 2.
		38	20	38	22	38:23-38:24	Calls for speculation; document speaks for itself. Also clarified by subsequent testimony.	
		38	25	39	10		Calls for speculation; document speaks for itself. Also clarified by subsequent testimony.	
		55	10	56	16		Lack of foundation	Defendants did not initially designate 55:11-56:4; Defendants assume the additional cites in this range are Plaintiffs' Counter Objections.
		62	4	63	16		Lack of foundation	Defendants did not initially designate 62:8-9 because Defendants' counsel said "strike that."

		78	16	79	18		Beyond scope of protective order; lack of foundation	See Exhibits 1 and 2; Defendants did not initially designate 78:24,79:11; Defendants assume the additional cites in this range are Plaintiffs' Counter Objections.
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